

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE

NOVOZYMES A/S,

Plaintiff,

v.

GENENCOR INTERNATIONAL, INC. and  
ENZYME DEVELOPMENT CORPORATION,

Defendants.

C.A. No. 05-160-KAJ

**DECLARATION OF JANE L. FROYD IN SUPPORT OF DEFENDANTS' OPPOSITION  
TO PLAINTIFF'S MOTION FOR LEAVE TO MODIFY THE SCHEDULING ORDER  
FOR THE PURPOSE OF AMENDING ITS COMPLAINT**

MORRIS, NICHOLS, ARSHT & TUNNELL  
Donald E. Reid (#1058)  
Jason A. Cincilla (#4232)  
1201 North Market Street, 18<sup>th</sup> Floor  
Wilmington, DE 19899-1347  
Telephone: 302.658.9200

OF COUNSEL:

JONES DAY

Kenneth R. Adamo  
Tharan Gregory Lanier  
Jane L. Froyd  
2882 Sand Hill Road, Suite 240  
Menlo Park, CA 94025

Thomas E. Friebe  
Margaret B. Brivanlou  
222 East 41<sup>st</sup> Street  
New York, NY 10017-6702

Attorneys for Defendants  
Genencor International, Inc. and  
Enzyme Development Corporation

August 18, 2006

1. I, Jane L. Froyd, am an associate at the law firm of Jones Day, counsel of record for Defendants Genencor International, Inc. and Enzyme Development Corporation ("Genencor"), in connection with a lawsuit filed in federal court by Novozymes A/S ("NZDK") against Genencor.

2. Attached hereto as Exhibit A is a true and correct copy of an e-mail communication from George E. Hykal, counsel for NZDK, to Greg Lanier and Jane L. Froyd, counsel for Genencor, dated May 23, 2006.

3. Attached hereto as Exhibit B is a true and correct copy of Novozymes A/S First Set of Interrogatories (Nos. 1-9), dated July 1, 2005.

4. Attached hereto as Exhibit C is a true and correct copy of Novozymes A/S First Set of Requests for the Production of Documents and Things (Nos. 1-60) to Genencor International, Inc. and Enzyme Development Corporation, dated July 1, 2005.

5. Attached hereto as Exhibit D is a true and correct copy of an e-mail communication from Jane L. Froyd, counsel for Genencor, to Robert Sullivan and George E. Hykal, counsel for NZDK, dated June 7, 2006.

6. Attached hereto as Exhibit E is a true and correct copy of Defendants' First Request for the Production of Documents and Things to Plaintiff Novozymes A/S, dated July 1, 2005.

7. Attached hereto as Exhibit F is a true and correct copy of Defendants' Second Request for the Production of Documents and Things to Plaintiff Novozymes A/S, dated June 7, 2006.

8. Attached hereto as Exhibit G is a true and correct copy of an e-mail communication from George E. Hykal, counsel for NZDK, to Jane L. Froyd and Greg Lanier, counsel for Genencor, dated July 18, 2006.

9. Attached hereto as Exhibit H is a true and correct copy of an e-mail communication from Greg Lanier, counsel for Genencor, to George E. Hykal, counsel for NZDK, dated July 18, 2006.

10. Attached hereto as Exhibit I is a true and correct copy of an e-mail communication from George E. Hykal, counsel for NZDK, to Greg Lanier, counsel for Genencor, dated July 19, 2006.

11. Attached hereto as Exhibit J is a true and correct copy of an e-mail communication from George E. Hykal, counsel for NZDK, to Greg Lanier, counsel for Genencor, dated July 20, 2006.

12. Attached hereto as Exhibit K are true and correct copies of relevant pages from the transcript of the deposition of Richard H. Olofson, taken on August 3, 2006.

13. Attached hereto as Exhibit L is a true and correct copy of the document marked as Exhibit 504 at the deposition of Richard H. Olofson, taken on August 3, 2006.

I declare under penalty of perjury of the laws of the United States that the foregoing is true and correct, and that this declaration was executed on August 18, 2006, at Menlo Park, California.

  
\_\_\_\_\_  
JANE L. FLOYD